

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ADVANCED HAIR RESTORATION LLC,  
Plaintiff(s),  
v.  
BOSLEY INC.,  
Defendant(s).

CASE NO. C23-1031-KKE

**ORDER ON STIPULATED MOTION TO  
EXTEND CASE SCHEDULE**

BOSLEY INC,  
Defendant(s).

This matter comes before the Court on the parties' stipulated motion to extend the case schedule. Dkt. No. 26. The Court finds good cause to extend the case schedule and GRANTS the stipulated motion. *Id.* Accordingly, the Court ORDERS the case schedule be amended as follows:

Event	Prior Deadline	New Deadline
JURY TRIAL SET FOR 9:30 a.m. on	3/3/24	<b>6/2/2025</b>
Length of trial	8 days	8 days
Deadline for filing amended pleadings	4/1/24	6/3/2024
Disclosure of expert testimony under FRCP 26(a)(2) due	8/5/2024	11/5/2024
Rebuttal expert witness disclosures		12/17/2024
All motions related to discovery must be filed by		12/18/2024
Discovery must be completed by	10/4/2024	1/15/2025
All dispositive motions and motions challenging expert witness testimony must be filed by this date (see LCR 7(d)). Such motions must be noted for	11/4/2024	3/14/2025

1 consideration no later than the fourth Friday thereafter (see LCR 7(d)).		
2 Settlement conference, if mediation has been requested by the parties per LCR 39.1, held no later than	1/2/2025	4/2/2025
3 All motions in limine must be filed by	1/27/2025	4/28/2025
4 Proposed jury instructions and agreed LCR 16.1 Pretrial Order due, including exhibit list with completed authenticity, admissibility, and objections fields	2/10/2025	5/12/2025
5 Trial briefs, proposed voir dire questions, and deposition designations due	2/18/2025	5/19/2025
6 Pretrial conference scheduled at 10:00 a.m. on	2/21/2025	5/23/2025

7  
8 All other dates are specified in the Local Civil Rules. The dates set forth in this order are  
9 firm dates that can be changed only by order of the Court, not by agreement of counsel for the  
10 parties. The Court will alter these dates only upon good cause shown. Failure to complete  
11 discovery within the time allowed is not recognized as good cause. If any of the dates identified  
12 in this Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall  
13 be performed on the next business day.

14  
15 If the trial date assigned to this matter creates an irreconcilable conflict, counsel must notify  
16 Diyana Staples, Courtroom Deputy, at [Diyana\\_Staples@wawd.uscourts.gov](mailto:Diyana_Staples@wawd.uscourts.gov) in writing within ten  
17 (10) days of the date of this Order and must set forth the exact nature of the conflict. A failure to  
18 do so will be deemed a waiver. Counsel must be prepared to begin trial on the date scheduled, but  
19 it should be understood that the trial may have to await the completion of other cases.

## 20 CHAMBERS PROCEDURES

### 21 A. *Communications With Chambers*

22  
23 Parties should direct initial inquiries they have to courtroom deputy Diyana Staples at  
24 [Diyana\\_Staples@wawd.uscourts.gov](mailto:Diyana_Staples@wawd.uscourts.gov). Ex parte communications with chambers involving any

1 matter other than checking on a decision on a motion under LCR 7(b)(5) or settlement are strongly  
2 discouraged. For any other types of inquiries, all parties must be copied on the email when  
3 communicating with the courtroom deputy.

4           B.     *Courtesy Copies*

5           Courtesy copies are required for pleadings that in the aggregate (*i.e.*, the brief plus any  
6 declarations or exhibits) are longer than 50 pages, trial exhibits, or upon Court request. If a party  
7 believes that courtesy copies may be helpful, such as for complex graphs or images best viewed in  
8 color, the party may submit a courtesy copy to chambers for the Court's ease of reference. The  
9 courtesy copy must be the version of the document with the header generated by CM/ECF, as this  
10 header includes important information (*i.e.*, case number, document number, page number, date  
11 filed, etc.). Courtesy copies shall be printed double-sided. Courtesy copies should be three-hole  
12 punched, tabbed, and placed in a binder or otherwise bound.

13           C.     *Cross-Motions*

14           The Court encourages parties filing cross-motions to agree to an alternate briefing schedule  
15 allowing for four briefs (one cross-motion, second cross-motion/opposition, opposition/reply, and  
16 reply) rather than a full six briefs (motion, opposition, and reply for each cross-motion). If the  
17 parties can reach an agreement on such a schedule and any necessary adjustments to the page/word  
18 limits, they shall submit a stipulated motion and proposed order for the Court's approval.

19           D.     *In Camera Review*

20           If the Court orders a party to submit documents for *in camera* review, the party shall email  
21 an electronic copy of the documents to courtroom deputy Diyana Staples at  
22 [Diyana\\_Staples@wawd.uscourts.gov](mailto:Diyana_Staples@wawd.uscourts.gov). The party shall also deliver a physical copy of the  
23 documents to chambers, clearly marked for *in camera* review to avoid inadvertent filing on the  
24 docket.

1           E. *Stipulated Extensions of Deadlines*

2           Please note the Court requires approximately 120 days between the deadline for filing  
3 dispositive motions and the trial date. Stipulated motions proposing a case schedule that does not  
4 comply with this requirement will be denied.

5           **PROCEDURE FOR DISCOVERY DISPUTES**

6           As required by LCR 37(a), all discovery matters are to be resolved by agreement if  
7 possible. If agreement is not possible, prior to the filing of any discovery motions, the Court directs  
8 the parties to request a conference with the Court. *See Fed. R. Civ. P. 16(b)(3)(B)(v).* The movant  
9 must submit a joint statement to the Court briefly identifying the issue(s) in dispute. The joint  
10 statement shall be no more than three pages and shall be filed via CM/ECF. Thereafter, the movant  
11 should contact Diyana Staples at [Diyana\\_Staples@wawd.uscourts.gov](mailto:Diyana_Staples@wawd.uscourts.gov) to schedule a conference.

12           **EXHIBITS**

13           Counsel are directed to cooperate in preparing the final pretrial order in the format required  
14 by LCR 16.1, except as detailed below. The parties must deliver two copies of their respective  
15 trial exhibits to Diyana Staples, Courtroom Deputy, seven days before the trial date. Each exhibit  
16 shall be clearly marked. The Court hereby alters the LCR 16.1 procedure for numbering exhibits:  
17 Plaintiff(s)' exhibits shall be numbered consecutively beginning with 1; Defendant(s)' exhibits  
18 shall be numbered consecutively beginning with 500. Duplicate documents shall not be listed  
19 twice. Once a party has identified an exhibit in the pretrial order, it may be used by any party.  
20 Each set of exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

21           In addition, no later than seven days before the trial date, the parties should send an  
22 electronic copy of all exhibits in .PDF format with Optical Character Recognition (“OCR”)  
23 searchable text to Diyana Staples, Courtroom Deputy, at [Diyana\\_Staples@wawd.uscourts.gov](mailto:Diyana_Staples@wawd.uscourts.gov).  
24 The parties should notify the Court of any physical objects or files that cannot be transmitted

1 electronically. Exhibits must be marked as described above, and the following protocols also  
2 apply: (1) Electronic exhibits must be transmitted individually (i.e., one exhibit per file), but  
3 exhibits may have multiple pages; (2) Exhibit file names should match the descriptions listed on  
4 the joint exhibit list as closely as possible except that file names should not exceed 80 characters,  
5 e.g., Ex. 1 – Accident Scene Photo; Ex. 501 – Email dated 4-03-23.

## 6 **PRIVACY**

7 Pursuant to LCR 5.2(a), parties shall refrain from including, or shall partially redact where  
8 inclusion is necessary, the following personal data identifiers from all documents filed with the  
9 Court or used as exhibits in any hearing or at trial, unless otherwise ordered by the Court:

- 10 • Dates of Birth – redact to the year of birth, unless deceased.
- 11 • Names of Minor Children – redact to the initials, unless deceased or currently over the  
age of 18.
- 13 • Social Security or Taxpayer Identification Numbers – redact in their entirety.
- 14 • Financial Accounting Information – redact to the last four digits.
- 15 • Passport Numbers and Driver License Numbers – redact in their entirety.

16 Parties in social security appeals and immigration cases shall comply with LCR 5.2(c).

## 17 **SETTLEMENT**

18 If this case settles, counsel shall notify Diyana Staples via email at  
19 [Diyana\\_Staples@wawd.uscourts.gov](mailto:Diyana_Staples@wawd.uscourts.gov) as soon as possible. Pursuant to LCR 11(b), an attorney who  
20 fails to give the courtroom deputy prompt notice of settlement may be subject to sanctions.

21 Dated this 20th day of February, 2024.

22   
23

24 Kymberly K. Evanson  
United States District Judge